IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.7058 of 2008
CHANDAN KUMAR @ GUNU DAS
Versus
STATE OF BIHAR

3/ 26.8.2008 Notice was validly served on opposite party no.2, complainant Manju Devi, but no body has appeared on her behalf. The service report shows that she has refused to receive notice.

Heard learned counsel for the petitioner and learned A.P.P.

Petitioner is the husband of the complainant and is an accused in a case registered for offences under Section 498(A) of the Indian Penal Code and under Section 4 of the Dowry Prohibition Act.

By pointing out the penultimate paragraph of the order of the court below, learned counsel for the petitioner has submitted that the complainant was present in the court and filed a compromised petition but the case was not allowed to be compromised because Section 498(A) of the Indian Penal Code was not compoundable. The petitioner is in jail custody since 25.6.2007.

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Considering the facts and circumstances of the case, let the petitioner Chandan Kumar alias Gunu Das be released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of Subdivisional Judicial Magistrate, Gaya in Complaint Case No. 145 of 2007.

Tahir/- **(Shyam Kishore Sharma, J.)**